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Attorneys for the United States

6
7 **UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA**

8 UNITED STATES OF AMERICA,
9

10 Plaintiff,

11 v.

12 EDWIN JEHOVANY POLANCO-

13 RIVERA,

14 Defendant.

Case No. 2:22-mj-0028-DJA

STIPULATION TO CLOSE CASE

15
16 IT IS HEREBY STIPULATED AND AGREED, by and between Jason M. Frierson,
17 United States Attorney and Mina Chang, Assistant United States Attorney, counsel for the
18 United States of America, and Jason W. Barrus, Esq., counsel for defendant Edwin Jehovany
19 Polanco-Rivera, that the Status Conference set for 11:30 a.m. on April 14, 2023 be vacated and
20 that this case be closed.

21 This Stipulation is entered into for the following reasons:

- 22 1. On or about July 6, 2022, defendant Edwin Jehovany Polanco-Rivera entered into a Petty
23 Offense Plea Agreement with the United States in which he agreed to plead guilty to
24

Count One of the Complaint, Operating a Motor Vehicle while Under the Influence of Alcohol, in violation of 36 C.F.R. § 4.23(a)(1). *See* ECF No. 8.

2. The parties agreed to recommend that defendant be sentenced to one year of unsupervised probation with the following special conditions: (i) pay a \$500 fine and a mandatory \$10 penalty assessment; (ii) attend and complete the Lower Court Counseling's (1) DUI course and (2) Victim Impact Panel; (iii) complete an eight hour online alcohol awareness course; (iv) not return to Lake Mead National Recreation Area for a period of six months; and (v) not violate any local, state, or federal laws. ECF No. 8 at 2.
3. On July 6, 2022, this Court sentenced defendant pursuant to the parties' plea agreement. *See* ECF No. 7.
4. Since commencing his term of unsupervised probation, defendant has successfully completed conditions (i), (ii), (iii), and (iv). *See* Ex. A.
5. As such, the parties jointly request that the case to be closed.

DATED this 15th day of February, 2023.

Respectfully submitted,

JASON M. FRIERSON
Acting United States Attorney

/s/ Jason M. Barrus
JASON W. BARRUS
Counsel for Defendant Polanco-Rivera

/s/ Mina Chang
MINA CHANG
Assistant United States Attorney

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UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

Plaintiff,

v.

EDWIN JEHOVANY POLANCO-

RIVERA,

Defendant.

Case No. 2:22-mj-0028-DJA

ORDER

Based on the pending Stipulation of counsel, and good cause appearing therefore, the Court finds that:

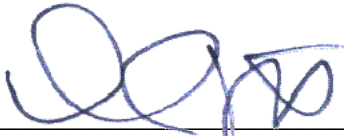
1. Defendant Edwin Jehovah Polanco-Rivera has successfully completed the conditions of his sentencing.

ORDER

IT IS HEREBY ORDERED that the Status Conference currently scheduled for April 14, 2023 at 11:30 a.m. is vacated; and

IT IS FURTHER ORDERED that this case be closed.

DATED this 16th day of February, 2023.



HON. DANIEL J. ALBREGTS
UNITED STATES MAGISTRATE JUDGE

EXHIBIT A



Nevada Level 1 DUI a Dylund Enterprises LLC School

Student Name: Edwin Polanco

Address: 2005 theresa ave las vegas nv 89101, las vegas, Nevada, 89101

Date of Birth: 07/31/1981

Driver's License #: 210157670

State Issuing DL: NV

Citation #:

Court Case:

Court of Jurisdiction: Las Vegas Justice Court

Judge:

Court Ordered Completion Date:

Date Course Completed: 07/30/2022

Course Final Score: 93.33

Total Login Time: 11:26:59

This document certifies that the above named person has successfully completed the **8-HOUR NEVADA DMV LICENSED**

LEVEL 1 DUI COURSE. The person presenting this signed document to the appropriate agency, court or insurance company swears under penalty of perjury that they are the individual named above who took the examination and successfully completed the DUI School on the above date.

Edwin Polanco, Student

Date: 07/30/2022

Diane Lund-Shaw, Instructor

Date: 07/30/2022



DMV Licenses: ABC Drive Safe DUI0000041939, TS0000047687 / 123 DUI Online DUI0000045670

support@abctrivesafe.com



VICTIM IMPACT PANEL

a Dylund Enterprises LLC School

Student Name: Edwin Polanco

Address: 2005 theresa ave las vegas nv 89101, las vegas, Nevada, 89101

Date of Birth: 07/31/1981

Driver's License #: 210157670

State Issuing DL: NV

Citation #:

Court Case: LM/7445

Court of Jurisdiction: Las Vegas Justice Court

Judge:

Court Ordered Completion Date:

Date Course Completed: 08/16/2022

Course Final Score: 100

This document certifies that the above named person has successfully completed the **90-Minute Victim Impact Panel**.

The person presenting this signed document to the appropriate agency, court or insurance company swears under penalty of perjury that they are the individual named above who took the examination and successfully completed the Victim Impact Panel on the above date.

Edwin Polanco, Student

Date: 08/16/2022

Diane Lund-Shaw, Instructor

Date: 08/16/2022



DMV Licenses: ABC Drive Safe DUI0000041939, TS0000047687 / 123 DUI Online DUI0000045670
634 Ryland St., Suite 410, Reno NV 89502 • (775) 338-6269 • support@abcdrivesafe.com

 Certificate of Completion	
Substance Abuse: Drugs and Alcohol a Dylund Enterprises LLC School	
Student Name: Edwin Polanco	
Address: 2005 theresa ave las vegas nv 89101, las vegas, Nevada, 89101	
Date of Birth: 07/31/1981	Court of Jurisdiction: Las Vegas Justice Court
Driver's License #: 210157670	Judge:
State Issuing DL: NV	Court Ordered Completion Date:
Citation #:	Date Course Completed: 02/11/2023
Court Case: LM/7445	Course Final Score: 100
	Total Login Time: 7:58:53
This document certifies that the above named person has successfully completed the 8-HOUR NEVADA SUBSTANCE ABUSE: DRUGS AND ALCOHOL AWARENESS LEVEL 1 COURSE. The person presenting this signed document to the appropriate agency, court or other entity swears under penalty of perjury that they are the individual named above who took the examination and successfully completed this course on the above date.	
<hr/> Edwin Polanco, Student	 Diane Lund-Shaw, Instructor
Date: 02/11/2023	Date: 02/11/2023
 ABC Drive Safe 634 Ryland St., Suite 430, Reno NV 89502 • (775) 338-6265 • support@abcsdrivesafe.com DMV Licenses: ABC Drive Safe DU0000041939, TS000047687 / 123 DU Online DU000045670	

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADAIMPOSITION OF FINE, SPECIAL ASSESSMENT, and/or PROCESSING FEE
PAYMENT INFORMATION

DEFENDANT: Edwin Polanco-Rivera CASE # 2:22-mj-28-DJA
DATE IMPOSED: 7-6-22

- ☐ You have been sentenced to pay a fine by the United States District Court
☐ A special assessment has been imposed in accordance with the Federal Victims Crime Act of 1984 (18 U.S.C. ' 3013).
☐ A processing fee has been imposed in accordance with the Consolidated Appropriations Act, 2005

The amount you owe is as follows:

Citation/Count # _____	Fine Imposed: \$ <u>500</u>	Citation/Count # _____	Fine Imposed: \$ _____
_____ is DISMISSED	Assessment: \$ <u>10</u>	_____ is DISMISSED	Assessment: \$ _____
	Processing fee: \$ _____		Processing fee: \$ _____
Citation/Count # _____	Fine Imposed: \$ _____	Citation/Count # _____	Fine Imposed: \$ _____
_____ is DISMISSED	Assessment: \$ _____	_____ is DISMISSED	Assessment: \$ _____
	Processing fee: \$ _____		Processing fee: \$ _____
Citation/Count # _____	Fine Imposed: \$ _____	Citation/Count # _____	Fine Imposed: \$ _____
_____ is DISMISSED	Assessment: \$ _____	_____ is DISMISSED	Assessment: \$ _____
	Processing fee: \$ _____		Processing fee: \$ _____

TOTAL AMOUNT YOU OWE \$ 510

BALANCE YOU OWE (less Cash Bail) \$ _____

- ☐ The entire amount listed above is due immediately.
☐ Cash bail in the amount of \$ _____ previously posted may apply toward the fine. Please obtain a Bail Release form from the clerk to accomplish this.
☐ The Court has authorized a payment schedule for the total amount you owe or any balance due (less cash bail as noted above) as follows:
 \$ _____ due by/within _____ days/months; \$ _____ due by/within _____ days/months;
 \$ _____ due by/within _____ days/months; and/or on the _____ day of _____ full.

☐ STATUS HEARING set for Tuesday, _____ at 1:30PM in Crtrm _____. Hear _____ full.

SPECIAL NOTE: Until the fine is paid in full, you are required to notify the United States District Court of any change of mailing address or residence address not later than 30 days after the change occurs.

Payment will be made to:

☐ Central Violations Bureau, P. O. Box 780549, San Antonio, TX 78278 (Phone #1) (Check; money order; or major credit cards accepted online) Website: www.cvb.

☒ Clerk, U. S. District Court, 333 Las Vegas Blvd. South, Rm. 1334, Las Vegas, NV (Phone # 702-464-5405) Office hours: 9:00 a.m. to 4:00 p.m., Monday through Friday (EXACT cash only; check; money order; or major credit card accepted. This court phone.)

☐ Take this form to the Clerks Office, Room 1334 (1st floor of this building), immediately upon your first or total payment.

IT IS SO ORDERED by: ☒ Hon. DANIEL J. ALBREGTS, Courtroom # _____
☐ Hon. BRENDA WEKSLER, Courtroom #31 _____
☐ Hon. NANCY J. KOPPE, Courtroom #3C _____
☐ Hon. CAM FERENBACH, Courtroom #3D _____
☐ Hon. ELAYNA J. YOUCHAH, Courtroom # _____
☐ Hon. _____, Courtroom # _____

Court Name: District of Nevada
 Division: 2
 Receipt Number: NVLAS081849
 Cashier ID: hmagenni
 Transaction Date: 07/06/2022
 Payer Name: Edwin Polanco Rivera

CVB-VIOLATION PAYMENT
 For: Edwin Polanco Rivera
 Amount: \$510.00

CREDIT CARD
 Amt Tendered: \$510.00

Total Due: \$510.00
 Total Tendered: \$510.00
 Change Amt: \$0.00

22mj28

"Only when bank clears the check, money order, or verifies credit of funds is the fee or debt officially paid or discharged. A \$53 fee will be charged for a returned check."